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Attorney for Defendant
DONELL HATCHER

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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UNITED STATES OF AMERICA,

Plaintiff,

vs.

DONELL HATCHER,

Defendant

CR. 92-0001-WBS

**STIPULATION TO REVISE
BRIEFING SCHEDULE AND TO
CONTINUE HEARING ON MOTION
TO WITHDRAW PLEA**

Defendant DONELL HATCHER, by and through his counsel of record
Randy Sue Pollock, and Assistant U.S. Attorney Timothy Lucey hereby stipulate and
agree that the hearing presently set for February 17, 2009 be continued to June 9, 2009.
The parties further stipulate that the briefing schedule be revised to provide for the filing
of defendant's motions on April 24, 2009; the government opposition will be due on May
15, 2009 and any reply will be due on May 26, 2009.

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1 This continuance is at the request of defense counsel who is still conferring with
 2 her client regarding this matter. She expected to receive a letter from Mr. Hatcher last
 3 week but it did not arrive until January 13, 2009 and she needs to meet with him again
 4 prior to filing the motion. The additional time is also needed to accommodate her
 5 schedule. She was in a jury trial before Judge Fogel last week, *United States vs. Seidel*,
 6 *CV. 07-0412-JF*, and she is scheduled to commence an estimated one month trial before
 7 Judge Damrell in *United States vs. Sekhon, et al.*, *CR. 06-00058-FCD* on February 25,
 8 2009.

9 Mr. Hatcher is in custody serving a previously imposed federal sentence.

11 Date: January 22, 2009

Randy Sue Pollock
 RANDY SUE POLLOCK
 Counsel for Defendant
 DONELL HATCHER

14 Date: January 22, 2009

Timothy Lucey
 TIMOTHY LUCEY
 Assistant United States Attorney

17 ORDER

18 The undersigned judge is unavailable the week of June 8, 2009. Counsel are
 19 directed to consult with Deputy Clerk Karen Kirksey-Smith at (916) 930-4234 to arrive at
 20 another date, before or after June 9, 2009, which is available to the court. Ms. Pollock is
 21 urged to discuss the matter promptly with Mr. Hatcher to assure that he understands and
 22 agrees to the requested continuance. Unless the court is informed that Mr. Hatcher agrees,
 23 the matter will remain on calendar for status conference on February 17, 2009.

24 January 22, 2009

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27 WILLIAM B. SHUBB
 28 UNITED STATES DISTRICT JUDGE